

**TOWN OF ELSMERE
COUNCIL MEETING MINUTES
August 11, 2011
COUNCIL CHAMBERS
6:30 p.m.**

CALL TO ORDER: Mayor Deborah A. Norkavage called the meeting to order at 6:30 p.m.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

MAYOR	DEBORAH A. NORKAVAGE	PRESENT
1 ST DISTRICT	JOHN JAREMCHUK, JR.	PRESENT
2 ND DISTRICT	STEVEN BURG	PRESENT
3 RD DISTRICT	ROBERT KACPERSKI	PRESENT
4 TH DISTRICT	CHARLES MCKEWEN	PRESENT
5 TH DISTRICT	JOANN I. PERSONTI	PRESENT
6 TH DISTRICT	EDWARD OLGA	ABSENT/EXCUSED

Town Solicitor, Edward McNally – Present
Town Manager, John Giles – Present
Chief of Police, Laura Giles - Present

PUBLIC COMMENT: None

APPROVAL OF MINUTES:

ACTION: A motion was made by Councilwoman Personti to approve the minutes of the July 14, 2011 Council Meeting with no corrections. The motion was seconded by Councilman Jaremchuk.

VOTE: 6-0 with 1 Absent Motion carried

ACTION: A motion was made by Councilwoman Personti to approve the minutes of the July 26, 2011 Council Meeting with no corrections. The motion was seconded by Councilman Jaremchuk.

VOTE: 6-0 with 1 Absent Motion carried

OLD BUSINESS:

Consideration of Ordinance 538 Revised for Third and Final Reading

ACTION: A motion was made by Councilman Jaremchuk to consider Ordinance 538 Revised for Third and Final Reading. The motion was seconded by Councilman Burg.

VOTE: 6-0 with 1 Absent All-in-Favor Motion carried

Consideration of Ordinance 539 Revised for Third and Final Reading

ACTION: A motion was made by Councilman Jaremchuk to consider Ordinance 539 Revised for Third and Final Reading. The motion was seconded by Councilwoman Personti.

VOTE: 6-0 with 1 Absent All-in-Favor Motion carried

Consideration of Ordinance 540 for Third and Final Reading

ACTION: A motion was made by Councilman Burg to consider Ordinance 540 for Third and Final Reading. The motion was seconded by Councilman Jaremchuk.

Councilman Burg asked that the time that the cans must be brought back onto the properties be changed to 7:00pm on the day of collection to allow time for those who get off of work later.

ACTION: A motion was made by Councilman Burg to Amend Ordinance 540 to read 7:00pm instead of 6:00pm. The motion was seconded by Councilman Jaremchuk.

VOTE: 6-0 with 1 Absent All-in-Favor Motion carried

ACTION: A motion was made by Councilman Burg to consider Ordinance 540 Amended for Third and Final Reading. The motion was seconded by Councilman Jaremchuk.

VOTE: 6-0 with 1 Absent All-in-Favor Motion carried

NEW BUSINESS:

Consideration of Ordinance 541 for First and Second Reading

ACTION: A motion was made by Councilman McKewen to consider Ordinance 541 First and Second Reading. The motion was seconded by Councilwoman Personti.

VOTE: 5-1 with 1 Absent All-in-Favor Motion carried

1st District – No, 2nd District – Yes, 3rd District – Yes, 4th District – Yes,
5th District – Yes, 6th District – Absent, Mayor – Yes

Consideration of Ordinance 542 for First and Second Reading

ACTION: A motion was made by Councilman Burg to consider Ordinance 542 First and Second Reading. The motion was seconded by Mayor Norkavage.

VOTE: 4-2 with 1 Absent All-in-Favor Motion carried

1st District – No, 2nd District – Yes, 3rd District – No, 4th District – Yes,
5th District – Yes, 6th District – Absent, Mayor – Yes

Consideration of a request by the Town Manager to correct a numbering error which occurred with Resolution 11-05

Town Manager John Giles explained that Resolution Number 11-05 has been used twice; therefore the second Resolution 11-05 authorizing the Hartford Life Insurance Company to establish a pension plan for all Police Officers hired after July 1, 2011 to be known as the “Elsmere Police Secondary Pension Plan” will be renumbered to Resolution 11-07.

ACTION: A motion was made by Councilwoman Personti to correct the numbering error as described in the Supplemental Agenda. The motion was seconded by Councilman Burg.

VOTE: 6-0 with 1 Absent All-in-Favor Motion carried

Consideration of Resolution 11-08

ACTION: A motion was made by Mayor Norkavage to approve Resolution 11-08. The motion was seconded by Councilman McKewen.

VOTE: 6-0 with 1 Absent All-in-Favor Motion carried

At this time Mayor Norkavage read Resolution 11-08 aloud for presentation to Former Councilman Thomas S. Novak, Jr.

DEPARTMENTAL REPORTS:

Code Enforcement

Town Manager John Giles stated that the written report is in the packet and stated that there is a Part Time Code Enforcement Officer.

Finance

Town Manager John Giles stated that there is currently only \$37,000 of delinquent taxes owed to the Town which is significantly reduced from previous years. He further stated that there has been a significant server failure of the Finance Server which is in the process of being replaced which will deplete the Administrative and the Finance Computer Operations lines in the budget.

At this time a discussion occurred regarding the reoccurring problem with the receipt of attachments on emails to members of Council.

Public Safety

Chief Laura Giles stated that the Kirkwood Highway Project from 141 to DuPont Road will begin on August 14th.

Councilman Burg asked how many cell phone tickets were issued the previous month.

Chief Laura Giles stated that she believed the number is 8.

Public Works

Town Manager John Giles stated that the Summer Youth program is coming to an end on August 19th and that they have helped complete several projects within the Public Works Department.

Councilman Jaremchuk asked if DelDOT will be coming in to cut the grass and trees on Old DuPont Road where the trees are hanging into the road.

At this time Councilman Olga arrived to the meeting.

Town Manager

Town Manager John Giles stated that the first official Recycling letter was sent out in the mail that day and that the cans will be delivered from August 18th through August 25th. He stated that he has been successful in getting Senator Blevins and Representative Mitchell to fund a Household Hazardous Waste Pickup at Town Hall on Saturday, September 17, 2011 from 8:00am to 12:00pm.

Mayor Norkavage asked if he has been able to arrange a meeting with the All Saints School.

Town Manager Giles stated that he has been able to set up the meeting and it will be the following Wednesday.

ITEMS SUBMITTED BY THE MAYOR AND COUNCIL:

Councilman McKewen announced that he will be having a district meeting at Town Hall on August 15, 2011 at 7:00pm.

Councilman Kacperski gave a brief overview regarding the meeting that occurred regarding the clean-up project that will be conducted on M Street to clean out the brush along the fence line.

PUBLIC COMMENT: None

ADJOURNMENT:

ACTION: A motion was made by Councilman Jaremchuk to Adjourn into an Executive Session to discuss legal issues and not to return to the public. The motion was seconded by Councilman Burg.

VOTE: 7-0 All-in-Favor Motion carried

These minutes summarize agenda and other issues discussed at this Council Meeting. Votes are recorded accurately. The audio tape(s) of this meeting will be available at Town Hall for a period of two years from the date these minutes are approved. The audio tapes may be reviewed at Town Hall by appointment and in accordance with the Freedom of Information Act.

DEBORAH A. NORKAVAGE
MAYOR

JOANN I. PERSONTI
SECRETARY